



Llywodraeth Cymru
Welsh Government

WRITTEN STATEMENT BY THE WELSH GOVERNMENT

TITLE **The INSPIRE (Amendment) (EU Exit) Regulations 2018**
DATE **12 November 2018**
BY **Julie James AM, Leader of the House and Chief Whip**

The INSPIRE (Amendment) (EU Exit) Regulations 2018

The [retained EU] Law which is being amended

EU Directly Applicable Legislation

- Commission Regulation (EC) No. 1205/2008 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards metadata
- Commission Decision 2009/442/EC implementing Directive 2007/2/EC of the European Parliament and of the Council as regards monitoring and reporting
- Commission Regulation (EC) No. 976/2009 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards the Network Services
- Commission Regulation (EU) No. 268/2010 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards the access to spatial data sets and services of the Member States by Community institutions and bodies under harmonised conditions – **REVOKED**
- Commission Regulation (EU) No. 1089/2010 implementing Directive 2007/2/EC of the European Parliament and of the Council as regards interoperability of spatial data sets and services

Domestic Legislation

- The INSPIRE Regulations 2009/3157 England, Wales and Northern Ireland.

Any impact the SI may have on the Assembly's legislative competence and/or the Welsh Ministers' executive competence

INSPIRE is listed as reserved in Schedule 7A of Government of Wales Act 2006 and as such consent was not required. Whilst INSPIRE is reserved it relates to environmental data which is within devolved competence. The approach taken to date acknowledges flexibilities in the approach that organisations and administrations take in complying with standards Seeking consent to the SI recognises this flexibility and what the Welsh Government are already doing in this area.

The purpose of the amendments

The INSPIRE (Amendment) (EU Exit) Regulations 2018 are to be introduced by Department for Environment Food and Rural Affairs (DEFRA) and is a negative procedure SI.

The purpose of the INSPIRE (Amendment) (EU Exit) Regulations 2018, is to make the modifications necessary to continue to apply the current rules concerning Spatial Data Infrastructures (SDI's) operated by Public Authorities set out in law post EU Exit. The amendments are to ensure the legal operability of the Inspire regulations after EU Exit.

Why consent was given

Consent has been given for the UK Government to make these corrections in relation to, and on behalf of, Wales for reasons of efficiency, expediency and due to the technical nature of the amendments. The amendments have been considered fully; and there is no divergence in policy. These amendments are to ensure that the statute book remains functional following the UK's exit from the EU.

The SIs and accompanying Explanatory Memorandums, setting out the effect of each amendment is available here: <https://www.gov.uk/eu-withdrawal-act-2018-statutory-instruments>